///

## STATE OF CALIFORNIA BUSINESS, TRANSPORTATION AND HOUSING AGENCY

DEPARTMENT OF CORPORATIONS

TO: Michael A. Golembesky 81 W. Dobkin Pl Simi Valley, CA 93065

## **DESIST AND REFRAIN ORDER**

(For violations of sections 25210 of the Corporations Code)

The California Corporations Commissioner finds that:

- 1. Michael A. Golembesky possessing no certificate as a broker-dealer or agent offered and sold to residents of California securities in the form of viaticals issued by The Alpha Capital Group, LLC.
- 2. Beginning in or about March 1998, Michael A. Golembesky offered and sold a security in the form of a viatical issued by The Alpha Capital Group, LLC to at least one investor on March 4, 1998.

Based upon the foregoing findings, the California Corporations Commissioner is of the opinion that Michael A. Golembesky has effected transactions in securities as a broker-dealer without first having applied for and secured from the Commissioner a certificate, then in effect, authorizing him to act in that capacity, in violation of section 25210 of the Corporate Securities Law of 1968. Pursuant to Section 25532 of the Corporate Securities Law of 1968, Michael A. Golembesky is hereby ordered to **DESIST and REFRAIN** from effecting any transaction in, or inducing or attempting to induce the purchase or sale of, any security in this state, unless and until he has applied for and secured from the Commissioner a certificate, then in effect, authorizing him to act in that capacity.

1	This Order is necessary, in the public interest, for the protection of investors and
2	consistent with the purposes, policies, and provisions of the Corporate Securities Law or
3	1968.
4	
5	Dated: December 24, 2002
6	Sacramento, California
7	
8	DEMETRIOS A. BOUTRIS California Corporations Commissioner
9	Camornia Corporations Commissioner
10	
11	By
12	VIRGINIA JO DUNLAP Supervising Counsel Enforcement and Legal Services
13	Emorodinent and Legal Gervices
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
28	